

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE FOURTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 5699 of 2005

Between:

G.Buchi Babu, s/o Muthaiah,
R/o Inugurthy Village, Kesamudram Mandal, Warangal District-506 112.

..... PETITIONER

AND

1. Andhra Pradesh State Road Transport Corporation (APSRTC) rep., by its Vice Chairman & Managing Director, Musheerabad, Hyderabad.
2. The Regional Manager, APSRTC, Warangal Region at Hanmkonda, Warangal District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order or direction or writ specially writ of mandamus declaring the action of respondents in not making payments to the petitioner towards hire charges to the vehicle AP 36(U) 6022 for operating between 'Thorrur-Burugumandla-Parvathagiri-Nekkonda' from August, 2004 to Feb.2005 in pursuance of Agreement dated 22-6-2004 as arbitrary, illegal and high handed one and consequently direct the respondents to make payment of the hire charges of above said period to the petitioner.

Counsel for the Petitioner:MR.B.NARAYANA REDDY

Counsel for the Respondent Nos.1 and 2: SMT.P.RAJANI REDDY

The Court at the admission stage made the following Oral Order:

Today, when the matter came up for hearing, none appeared nor any representation was made on behalf of the petitioner. Hence, the matter was passed over. Again, when the matter has been taken up at 2.15 p.m., there is no representation on behalf of the petitioner. Therefore, the matter is taken up for disposal.

The petitioner seeks a direction to respondents to make payment of the hire charges to the vehicle bearing No. AP 36(U) 6022 for operating between 'Thorrur-Burugumadla-Parvathagiri-Nekkonda' from August, 2004 to February, 2005 in pursuance of the agreement dated 22.06.2004.

The parties are bound by the agreement dated 22.06.2004 entered into between them. The contract entered into between the parties is purely a civil dispute. Unless it is shown that the rights of the petitioner are infringed, this Court will not interfere with the contractual matters.

The writ petition is accordingly dismissed. No costs.

(K.C.BHANU,J)

Dt:4th April, 2005

usd

To

1. Andhra Pradesh State Road Transport Corporation

(APSRTC), Musheerabad, Hyderabad.

2 The Regional Manager, APSRTC, Warangal Region at

Hanmkonda, Warangal District.

3 Two C.D. Copies